(Express Mail) mailing label Number EF380079795US Date of Deposit $\underline{\text{January 4, 2001}}$ I hereby Certify that this paper or fee is being deposited with the United States Postal Service (Express Mail Post Office to Addressee service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C 20231)

Kathleen M. Ashton

Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Ashkan Imanzahrai

Serial No.

N/A

Group Art Unit: N/A

Filed: Herewith

Examiner: N/A

For: Migraine Medicine and Method of Treating the Same Without

Caffeine

PRELIMINARY AMENDMENT

Assistant Commissioner for Patents Box Non-Fee Amendment Washington, D.C. 20231

Sir:

Applicant submits this preliminary amendment with the attached application.

Amendment:

In the claims:

Cancel claims 1, 3, 5, 7, 9, 11, 13, 15, 17, 19, 21, 23, 25, 27, 29, 30, 32, 33, 35, 37, 39, and 40.

In the specification:

Page 1, line 1, change the title from `Migraine Medicine and Method of Treating the Same'' to ``Migraine Medicine and Method of Treating the Same Without Caffeine".

Page 1, line 3, add ``claims priority as a divisional application of U.S. non-provisional patent application serial no. 09/593,238 (filed on June 14, 2000) which' before `relies'.

Page 4, lines 7-10, page 10, lines 22-24, page 12 line 30 to page 13, line 2, and page 13, lines 30-33, please delete:
``(Reents S. Clinical Pharmacology. Gold Standard Multimedia,
Inc. (www.gsm.com) 1999. Available from
URL:https://home.po.com.)''

Remarks:

Applicant considers this application is in condition for allowance, and an early notice is earnestly solicited. .

A substitute specification is enclosed with all the amendments set forth above.

Respectfully submitted,

Kevin D. McCarthy, Reg. No. 35,278

HODGSON RUSS LLP One M & T Plaza, Suite 2000 Buffalo, New York 14203-2391 January 4, 2002

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